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Continued November 20, 1991

CONSENT CALENDAR      In accordance with report and recommendation of the City Manager, Council, on motion of Council Member Hinchman, Snider second, approved the following items hereinafter set forth.

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CLAIMS CC-21(a)      Claims were approved in the amount of \$1,468,246.79.

MINUTES              The Minutes of the October 16, 1991 (Regular Meeting) and November 5, 1991 (Special Meeting) were approved as written.

ANNEXATION/REORGANIZATION  
PROCEEDINGS FOR TOWNE RANCH ADDITION

RESOLUTION NO. 91-207

CC-8(a)              The City Council adopted Resolution No. 91-207 entitled,  
CC-300              "A Resolution of the Lodi City Council for Application to the San Joaquin County Local Agency Formation Commission in the Matter of the Proposed 'Towne Ranch Addition', including the Detachment of Certain Territory Within the Area Proposed for Annexation to the City of Lodi".

The Towne Ranch Addition encompasses two parcels, 150 East Turner Road (APN 029-030-01) and 398 East Turner Road (APN 029-030-42). It contains 81.29 acres and is located at the southwest corner of Turner Road and Lower Sacramento Road.

At its meeting of November 6, 1991 the City Council introduced Ordinance No. 1529 which rezoned 150 East Turner Road and 398 East Turner Road to R-2, Single-Family Residential as requested by Baumbach and Piazza, Inc. on behalf of Bruce Towne. The rezoning is required by the San Joaquin Local Agency Formation Commission and is the first step in the annexation/reorganization process.

ANNEXATION/REORGANIZATION PROCEEDINGS  
FOR LODI WEST ADDITION (ROBERT BATCH  
PROPERTY)

RESOLUTION NO. 91-208

CC-8(a)              The City Council adopted Resolution No. 91-208 entitled, "A  
CC-300              Resolution of the Lodi City Council for Application to the San Joaquin County Local Agency Formation Commission in the Matter of the Proposed 'Lodi West Addition' (Robert Batch Property) including the Detachment of Certain Territory Within the Area Proposed for Annexation to the City of Lodi".

The Lodi West Addition is bounded by Lodi Park West Subdivision on the north, Lower Sacramento Road on the east, and the Woodbridge Irrigation District canal on the

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south and west. It is addressed as 16891 North Lower Sacramento Road (APN 029-030-33) and contains 100.1 acres.

At its meeting of November 6, 1991 the City Council introduced Ordinance No. 1530 which rezoned 16891 North Lower Sacramento Road, R-1, Single-Family Residential, R-2, Single-Family Residential and P-D(29) Planned Development District No. 29, as requested by Baumbach and Piazza, Inc. on behalf of Robert Batch. The rezoning is required by the San Joaquin Local Agency Formation Commission and is the first step in the annexation/reorganization process.

ANNEXATION/REORGANIZATION PROCEEDINGS  
FOR JOHNSON RANCH II ADDITION

RESOLUTION NO. 91-209

CC-8(a)  
CC-300

The City Council adopted Resolution No. 91-209 entitled, "A Resolution of the Lodi City Council for Application to the San Joaquin County Local Agency Formation Commission in the Matter of the Proposed 'Johnson Ranch II Addition' including the Detachment of Certain Territory Within the Area Proposed for Annexation to the City of Lodi".

The Johnson Ranch II Addition is located west of South Cherokee Lane, 1287 feet north of Harney Lane; 995 feet east of South Stockton Street and adjacent to Johnson Ranch I on the north. It is addressed as 13977 North Cherokee Lane (APN's 062-290-04, 05 and 06) and contains 38 acres, more or less, which includes the adjacent State Route 99 right-of-way.

At its meeting of November 6, 1991 the City Council introduced Ordinance No. 1537 which rezoned 13977 North Cherokee Lane R-2, Single-Family Residential as requested by Russ Munson. The rezoning is required by the San Joaquin Local Agency Formation Commission and is the first step in the annexation/reorganization process.

SPECIFICATIONS FOR 12KV INSTRUMENT  
SWITCHBOARD FOR THE ELECTRIC UTILITY  
DEPARTMENT APPROVED

CC-12.1(c)

The City Council approved the specifications and authorized advertisement for bids for the purchase of a 12KV Instrument Switchboard.

The instrument switchboard will be installed in the control building at Industrial Substation. The switchboard is a major component of the 12KV distribution substation equipment being installed at this site. This system expansion will provide additional capacity mainly to industrial and commercial customers in the eastern portion of the city.

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The bid opening date has been set for December 23, 1991.

SPECIFICATIONS AND ADVERTISEMENT  
FOR BIDS FOR LEASE/PURCHASE OF  
ENGINEERING COPIER SYSTEM FOR THE  
ELECTRIC UTILITY DEPARTMENT

CC-12.1(c) The City Council approved the specifications and authorized advertisement for bids for the lease/purchase of an engineering copier system for the Electric Utility Department.

The engineering copier will be used in the Department's Mapping Division to produce durable and fade-resistant copies of computer generated system maps, diagrams and schematics for use by all Divisions in both field and office environments. The Department's transition to computer generated records has created the demand for a large volume of reproductions during the transition period and on an ongoing basis for update and maintenance functions. An analysis of the various options available and considering manpower, turnaround time and availability during emergencies strongly favors the 'in-house' capability as the most cost effective.

The lease/purchase option has been selected due to indications that very low or zero interest payment plans may be offered on a 3-year lease program. However, the bidders have been asked to submit a purchase price as well (estimated at \$10,500) such that the City can evaluate the most economical option at time of award.

The bid opening date has been set for December 4, 1991.

SPECIFICATIONS APPROVED FOR BIDS  
FOR HIGH PRESSURE SODIUM LUMINAIRES  
FOR THE ELECTRIC UTILITY DEPARTMENT

CC-12.1(c) The City Council approved the specifications and authorized advertisement for bids for the purchase of 210 high pressure sodium luminaires.

The Electric Utility Department has issued preliminary work orders to replace mercury vapor lights with the more efficient high pressure sodium luminaires.

Some of the areas where conversions will take place during this fiscal year are:

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Ham Lane/Kettleman Lane/Hutchins Street/Century Blvd. area;  
Central Avenue, Vine to Poplar;  
Virginia Avenue, Mills to Lodi Avenue, and between  
Virginia Avenue, Ham Lane, Lodi Avenue and Iris Drive;  
Mills Avenue/Vine Street/Virginia Avenue/Tokay Street area;  
Church Street, Lodi Avenue to Kettleman Lane.

A portion of the quantity purchased will be placed in inventory to support routine maintenance and replacement.

The bid opening will be scheduled for Tuesday, December 17, 1991.

PURCHASE OF TABLES AND CHAIRS FOR  
HUTCHINS STREET SQUARE SENIOR CENTER  
APPROVED

RESOLUTION NO. 91-210

CC-12(d)  
CC-300

The City Council adopted Resolution No. 91-210 awarding the bid for the purchase of ten tables and fifty stacking chairs to the low bidders for each category, California Office Furniture of Sacramento for the tables, at \$3,555.75, and JHL Office Interiors of Modesto for the chairs, at \$6,502.50.

On October 16, 1991, the City Council approved specifications and authorized advertisement for bids for the purchase of tables and chairs for the Senior Center at Hutchins Street Square. Bids were opened on November 4, 1991:

|  | <u>Tables</u> | <u>Chairs</u> |
|--|---------------|---------------|
| California Office Furniture,<br>Sacramento | \$3,555.75    | \$7,003.75    |
| JHL Office Interiors,<br>Modesto           | 3,623.43      | 6,502.50      |
| Durst Office Interiors,<br>Stockton        | 3,782.03      | 6,949.88      |
| Office Planning Grp<br>Rancho Cordova      | 3,838.59      | No Bid        |

With an average of 500 clients per month using the Senior Center, it is necessary to furnish the center with tables and chairs which are versatile and which meet the needs of the seniors. The square tables specified in this purchase are ideal for cards and other board games, and can be positioned together for multiuse. The chairs are identical to others currently used at the Community Center, thereby increasing the overall seating capability of the Center.

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LODI LAKE PARK (NORTH) YOUTH  
PLAYGROUND AREA

RESOLUTION NO. 91-211

CC-12(d)  
CC-27(c)  
CC-300

The City Council adopted Resolution No. 91-211 approving the purchase and installation of new Miracle Recreation playground equipment at Lodi Lake Park (north) youth playground area and approved a loan of \$7,500 to the Kiwanis Club of Greater Lodi with annual payback by written agreement to cover the cost of equipment.

The City Council was informed that about two years ago, Parks and Recreation Director Williamson had a discussion with two or three members of the Kiwanis Club of Greater Lodi about involvement in Lodi Lake Park. Discussions involved building a large-scale picnic area where they annually conduct their pancake breakfasts; a 500-person capacity meeting/picnic complex, possibly in the new West Park area at the Lodi Lake; involvement in purchase/installation of playground equipment on the north side of the Lodi Lake in the Youth area. This discussion had led to their wanting to take the first step in assistance out at Lodi Lake Park, that being the purchase and installation of new playground equipment on the north side to replace the old and not so playable equipment that is currently in place.

The Club has agreed to foot the bill on purchase of equipment and physically, with members, install the equipment with a Miracle construction supervisor there to direct this operation.

The total cost of the equipment and supervisory fee would be \$9,000.00; the club plans to present the City, upon acceptance of the project, a check for \$1,500.00 as good faith money to start the project. They would like a three to five year payback agreement, with a clause that addresses the continuance of the annual boat races, as their major source of raising funds via pancake breakfasts. Should the boat races be discontinued because of (a) low water conditions, (b) liability/risk problems that would cause the insurance needs to be so high that N.C.O.A. could not afford to sponsor the annual event, or (c) any other problems that would prevent the races, they would like to pay less those years, until they can come up with another suitable fund-raising event to cover their obligations.

ACCEPTANCE OF IMPROVEMENTS UNDER  
HUTCHINS STREET SQUARE PATIO PROJECT,  
600 WEST OAK STREET CONTRACT

CC-90                   The City Council accepted the improvements under the "Hutchins Street Square Patio Project, 600 West Oak Street" contract, and directed the Public Works Director to file a Notice of Completion with the County Recorder's office.

The contract was awarded to Don Hughes of Stockton, California on June 5, 1991 in the amount of \$64,854.00. The contract has been completed in substantial conformance with the plans and specifications approved by the City Council.

The contract completion date was September 6, 1991, and the actual completion date was September 6, 1991. The final contract price was \$66,770.25. The difference between the contract amount and the final contract price is mainly due to repairs to the existing irrigation lines and the painting of the exterior walls.

ACCEPTANCE OF IMPROVEMENTS UNDER  
1991 ASPHALT OVERLAY PACIFIC AVENUE  
AND WALNUT STREET CONTRACT

CC-90                   The City Council accepted the improvements under the "1991 Asphalt Overlay Pacific Avenue and Walnut Street" contract, and directed the Public Works Director to file a Notice of Completion with the County Recorder's office.

The contract was awarded to Teichert Construction of Stockton on September 4, 1991 in the amount of \$115,950.00. The contract has been completed in substantial conformance with the plans and specifications approved by the City Council.

The contract completion date was November 4, 1991, and the actual completion date was October 22, 1991. The final contract price was \$107,151.62. The difference between the contract amount and the final contract price is mainly due to placing less asphalt concrete than had been estimated in the bid.

DESTRUCTION OF CERTAIN PUBLIC WORKS RECORDS

RESOLUTION NO. 91-212

CC-6                   The City Council adopted Resolution No. 91-212 entitled, "A  
CC-300                  Resolution of the Lodi City Council Authorizing Destruction  
of Certain Records Retained by the Lodi Public Works  
Department" pursuant to Section 34090 of the California  
Government Code.

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Continued November 20, 1991

#### APPROVAL OF DRUG-FREE WORKPLACE POLICY

##### RESOLUTION NO. 91-213

CC-34                   The City Council was informed that the Drug-Free Workplace  
CC-105                 Act passed by the United States Congress requires that all  
CC-300                 employers who contract with or receive grants from the  
                        federal government in excess of \$25,000 must certify they  
                        will maintain a drug-free workplace. The approval of this  
                        policy establishes the City of Lodi's compliance with this  
                        law.

The Americans With Disabilities Act (ADA) prohibits discrimination against an individual solely because of his/her addiction, however it permits an employer to require such an individual to comply with established drug and alcohol policies and employment standards applicable to all employees. The ADA further requires employers to provide reasonable accommodation to an employee who meets the Act's criteria for a "qualified individual with a disability" pertaining to drug and alcohol use.

The Rehabilitation Act also prohibits discrimination and requires reasonable accommodation, and provides both the legislative and judicial foundation for the ADA. Compliance with the Rehabilitation Act and subsequent case law further ensures compliance with the Drug-Free Workplace and Americans With Disabilities Acts.

The City is currently in the process of reviewing a drug testing policy to further advance its drug-free goal.

The City Council adopted Resolution No. 91-213 entitled, "A Resolution of the Lodi City Council Approving the Drug-Free Workplace Policy".

#### MID-MANAGEMENT EMPLOYEE COMPENSATION SCHEDULES AMENDED

##### RESOLUTION NO. 91-214

CC-34                   The City Council adopted Resolution No. 91-214 entitled, "A  
CC-300                 Resolution of the Lodi City Council Amending Salary Ranges  
                        for Mid-Management Employees" with the exception of sworn  
                        police officers thereby granting a 3.75% increase effective  
                        July 8, 1991.

#### SALARY RANGES FOR CONFIDENTIAL EMPLOYEES AMENDED

##### RESOLUTION NO. 91-215

CC-34                   The City Council adopted Resolution No. 91-215 entitled, "A  
CC-300                 Resolution of the Lodi City Council Amending Salary Ranges



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for Confidential Employees" thereby granting a 3.75% increase effective July 8, 1991.

REPORT RECEIVED REGARDING MANAGEMENT  
AND CITY COUNCIL APPOINTEES' COMPENSATION  
SCHEDULES

RESOLUTION NO. 91-216

CC-34

The City Manager advised the City Council that given the current status of the City of Lodi's financial condition, and the state of the economy in general, compensation adjustments for employees in the Management and City Council appointees groups are not recommended. Employees in these groups have been apprised of this, and they understand and are in support.

The City Council based on the report took no action at this time regarding adjustments to the compensation schedules for employees in the Management and City Council appointees groups.

Resolution No. 91-216 reflects the heretofore determination by the Lodi City Council.

PARTICIPATION IN STATE-WIDE  
PURCHASING PROGRAM JOINTLY SPONSORED  
BY THE LEAGUE OF CALIFORNIA CITIES  
AND COUNTY SUPERVISORS ASSOCIATION OF  
CALIFORNIA

RESOLUTION NO. 91-217

CC-159  
CC-300

The City Council adopted Resolution No. 91-217 approving and authorizing participation in a state-wide purchasing program jointly sponsored by the League of California Cities and the County Supervisors Association of California.

On September 18, 1991, the League of California Cities notified member cities of the program, initiated to secure volume discounts and produce cost savings for cities and counties throughout the state.

Initially, the program offers discounts on airline tickets, providing City officials the opportunity to fly round-trip on any Southwest Airline flight in California for \$89.00.

In addition, the program provides discounts of 60% or more on office and systems furniture offered through Haworth and Herman Miller, two manufacturers of high-quality furniture.

The League anticipates adding other products to the program in the future, possibly one new product per quarter.

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The City of Lodi currently participates in a purchasing program sponsored by the State of California Department of General Services. That program offers substantial discounts on ammunition, highway flares, Steelcase office files, PC software, lamps, and other materials and equipment.

CONTRACT CHANGE ORDER NOTIFICATION  
AND ACCEPTANCE OF IMPROVEMENTS UNDER  
HUTCHINS STREET IMPROVEMENTS,  
PINE STREET TO LOCKEFORD STREET CONTRACT

CC-90

The City Council accepted the improvements under the "Hutchins Street Improvements, Pine Street to Lockeford Street" contract, and directed the Public Works Director to file a Notice of Completion with the County Recorder's office.

The contract was awarded to Claude C. Wood Company of Lodi on May 15, 1991 in the amount of \$121,875.70. The contract has been completed in substantial conformance with the plans and specifications approved by the City Council.

In accordance with the Contract Change Order Policy approved by Resolution 85-72, staff is also informing the City Council of Contract Change Order No. 1. Our Contract Change Order Policy requires us to inform the City Council of all change orders which exceed 10% of the contract amount.

The contract completion date was August 10, 1991, and the actual completion date was August 10, 1991. The final contract price was \$146,739.38. The difference between the contract amount and the final contract price is mainly due to Contract Change Order No. 1, additional concrete work and additional slurry sealing.

APPLICATION FOR STATE OF  
CALIFORNIA HABITAT CONSERVATION  
FUND MONIES FOR RECONSTRUCTION OF  
MOKELUMNE RIVER LEVEE IN THE AREA  
OF PIGS LAKE

RESOLUTION NO. 91-218

CC-27(c)  
CC-175  
CC-300

The City Council adopted Resolution No. 91-218 entitled, "Resolution of the City Council of Lodi Approving the Application for Grant Funds for the Local Agency Grant Program - Fiscal Year 91-92 Under the Habitat of Conservation Fund Program of the California Wildlife Protection Act of 1990".

The City Council was advised that the levee at Pigs Lake is in a seriously eroded condition. Until now there have not

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been funds available to repair this levee. However, the Wildlife Protection Act of 1990 provides \$2,000,000.00 annually to the California Department of Parks and Recreation for the Local Agency Grant Program. This is a 50% matching grant that is available to local agencies on a competitive basis. The application deadline for the first funding cycle is December 20, 1991.

As soon as grant applications were available, Director Ron Williamson obtained a copy. Since this was a competitive grant it was decided to use our National Grant Services consultant to put together this grant. We have a very short time line in which to put together our application for funding. Therefore, we placed this item on the Nature Area Advisory Committee agenda. They approved the concept. Loss of the levee at Pigs Lake would inundate the Nature Area. The Parks and Recreation Commission also approved the concept. The Commission expressed concern that we did not have a dollar figure on this project. However, they approved the project for Council review. National Grant Services is developing the cost estimates as part of the grant application. These figures are not available as not all contractors have responded. It is necessary to approve applying for the grant now in order to make the grant application deadline.

In discussing costs of the project with National Grant Services, Duke Foster was made aware of the City's financial condition in regards to the City's ability to provide the matching funds. His approach is to take advantage of provisions which allow for the City to charge for labor and equipment which can be volunteer in nature. We would charge for inspection services and administering the contract. We would use volunteers to do reforestation of the reconstructed levee. Duke's feeling is that we can offset substantially all of our costs in this way.

We are requesting that National Grant Services be allowed to develop and submit the grant proposal. It is staff's understanding that we have the right to refuse the grant in the event we cannot meet the matching portion. However, an inspection of the levee at Pigs Lake indicates a definite need for reconstruction to avoid the even costlier rebuilding of the levee once it is breached and the Nature Area inundated. It was the Department's recommendation that we be allowed to apply for the grant at this time.

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COMMENTS BY CITY  
COUNCIL MEMBERS

The following comments were received under the "Comments by City Council Members" segment of the agenda:

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LODI POLICE DEPARTMENT APPLAUDED  
ON RECENT NARCOTICS BUST

Mayor Pro Tempore Pennino congratulated the Lodi Police Department on its recent narcotics bust on Sacramento Street.

COMMENTS BY THE  
PUBLIC ON NON  
AGENDA ITEMS

The following comments were received under the "Comments by the public on non-agenda items" segment of the agenda:

"A VICTORIAN CHRISTMAS AT HILL HOUSE"

Eileen St. Yves, 310 South Orange Street, Lodi announced "A Victorian Christmas" at Hill House being held November 30, 1991, December 1, 7, 8, 14, 15, 21 and 22, 1991 with the proceeds to benefit the Lodi Symphony Orchestra Association and the Lodi Historical Society.

REPORT REGARDING MEETING TO  
FORM A NORTH STOCKTON SCHOOL DISTRICT

Mr. Walter Pruss, 2421 Diablo Drive, Lodi announced that he had attended a recent meeting at Creekside School in Stockton where a coalition of people appeared proposing to divide the Lodi Unified School District and thereby forming a North Stockton School District.

CONCERN AGAIN EXPRESSED REGARDING  
HALE ROAD AND CHEROKEE LANE INTERSECTION

CC-16

Reginia Ortiz, 621 Hale Road, Lodi again addressed the City Council regarding the dangerous intersection of Cherokee Lane and Hale Road. Public Works Director Ronsko indicated that a signal study will be presented to the City Council at its meeting of December 4, 1991.

REPRESENTATIVES OF GENERAL  
SERVICES UNIT APPEAR BEFORE CITY COUNCIL

A number of members of the General Services Unit appeared before the City Council presenting comments pertaining to labor negotiations presently underway with that Unit.

PUBLIC HEARINGS

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pinkerton called for the Public Hearing to consider:

- a) the rezoning of 18601, 18539, and 18481 North Lilac Street, Woodbridge (APN's 015-170-07, 08, and 09) from GA, General Agriculture to R-GA, Garden Apartment

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Residential conditioned upon the developers and/or owners of all parcels subject to the rezoning signing an Agreement for the provision of School facilities funding with the Lodi Unified School District.

- b) certifying the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the heretofore listed rezoning.

PREZONING OF 18601 AND 18481 NORTH  
LILAC STREET, WOODBRIDGE FROM GA,  
GENERAL AGRICULTURE TO R-GA,  
GARDEN APARTMENT RESIDENTIAL

ORDINANCE NO. 1539 INTRODUCED

CC-53(a)  
CC-149

Associate Planner David Morimoto presented the following information regarding the matter, presented diagrams of the subject area, and responded to questions as were posed by members of the City Council.

The Planning Commission has recommended that the City Council approve the request of Bennett and Compton to prezone the 3 parcels which contain 9.4 acres, and are bounded by the Woodbridge Irrigation District canal on the north, Lilac Street on the east, the Woodlake condominiums on the south and Woodhaven Drive on the west.

Although the developers have no specific development plan at present, the proposed zoning would permit the erection of 20 units per acre with each unit having two off-street parking spaces.

The proposed zoning is consistent with the General Plan which shows the area as medium density residential. The rezoning constitutes the first step in the San Joaquin Local Agency Formation Commission's annexation process.

In a related matter the Planning Commission recommended certifying a Negative Declaration as filed by the Community Development Director as adequate environmental documentation on the above rezoning.

Addressing the City Council regarding the matter were:

- a) Janet Pruss, 2421 Diablo Drive, Lodi, California;
- b) James Denman, Box C, Woodbridge, California;

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- c) Dennis Bennett, 1225 Rivergate Drive, Lodi, California; and
- d) Don Pearson, P. O. Box 1644, Lodi, California.

There being no other persons wishing to speak on the matter, the public portion of the hearing was closed.

On motion of Mayor Pro Tempore Pennino, Hinchman second, the City Council certified the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the heretofore proposed prezoning.

On motion of Council Member Hinchman, Snider second, the City Council by unanimous vote introduced Ordinance No. 1539 entitled, "An Ordinance of the Lodi City Council Amending the Official District Map of the City of Lodi and Thereby Prezoning 18601, 18539 and 18481 North Lilac Street, Woodbridge (APN's 015-170-07, 08, and 09) from GA, General Agriculture to R-GA, Garden Apartment Residential, With a Condition Relating to School Facilities.

PREZONING OF 5430 THROUGH 5960  
EAST SARGENT ROAD FROM GENERAL AGRICULTURE  
TO M-2, HEAVY INDUSTRIAL

ORDINANCE NO. 1540 INTRODUCED

CC-53(a) Notice thereof having been published according to law, an  
CC-149 affidavit of which publication is on file in the City Clerk's Office, Mayor Pinkerton called for the public hearing to consider:

- a) prezoning 5430 through 5960 East Sargent Road (APN's 049-070-03, 04, 05, 06, 07, 08, 09 and 10) from General Agriculture to M-2, Heavy Industrial
- b) certifying the filing of a negative Declaration by the Community Development Director as adequate environmental documentation on the hereinafter listed prezoning.

Associate Planner David Morimoto advised the City Council that the Planning Commission has recommended that the City Council approve the request of Melva Lind, et al to prezone the 8 parcels, which contain 55.28 acres, bounded by the Central California Traction right-of-way on the north and east; the existing City limits on the south and the City's Industrial Electric Substation on the west to M-2, Heavy Industrial. The prezoning would make the area consistent

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with the H-I, Heavy Industrial classification depicted on the General Plan.

Although there is no specific development proposed at present, the proposed annexation will enlarge the City's vacant industrial land inventory. The rezoning constitutes the first step in San Joaquin Local Agency Formation Commission's annexation process.

In a related matter the Planning Commission recommended certifying a Negative Declaration as filed by the Community Development Director as adequate environmental documentation on the above outlined rezoning.

Further, Mr. Morimoto presented a diagram of the subject area and responded to questions as were posed by members of the Lodi City Council.

Mrs. Janet Pruss, 2421 Diablo Drive, Lodi addressed the City Council regarding the matter.

There being no other persons in the audience wishing to speak on the matter, the public portion of the hearing was closed.

On motion of Council Member Sieglock, Hinchman second, the City Council certified the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the above outlined rezoning.

On motion of Mayor Pro Tempore Pennino, Snider second, the City Council by unanimous vote introduced Ordinance No. 1540 entitled, "An Ordinance of the Lodi City Council Amending the Official District Map of the City of Lodi and Thereby Rezoning 5430, 5480, 5510, 5580, 5650, 5730 and 5960 East Sargent Road (APN's 049-070-03, 04, 05, 06, 07, 08, 09 and 10) from General Agriculture to M-2, Heavy Industrial, with a Condition Relating to School Facilities Funding".

PUBLIC HEARING REGARDING APPEAL OF  
BRANDY BURRELL REGARDING THE NOTICE OF  
PUBLIC NUISANCE AND ORDER TO VACATE  
AND ORDER TO ABATE DATED SEPTEMBER 25, 1991  
FOR PROPERTY LOCATED AT 303 EAST ELM STREET,  
LODI ISSUED BY JAMES H. SIEMERS, CODE ENFORCEMENT OFFICER

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pinkerton called for the public hearing to consider the appeal of Brandi Burrell regarding the Notice of Public Nuisance and Order to Vacate and Order to Abate dated September 25, 1991 for property located at

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303 East Elm Street, Lodi issued by James H. Siemers, Code Enforcement Officer.

Chief Building Inspector Roger Houston presented the staff report advising the City Council that the Community Development Department does not understand the purpose of the appeal. The structure at 300 East Elm Street has been vacated and secured. The water and electricity have been turned off and can not be reinstated until the building is brought to compliance with the various codes (i.e. Building, Plumbing, Electrical etc.).

Presented for Council's review were copies of the (1) department's case calendar, (2) Notice of Violation, (3) Notice of Public Nuisance and Order to Abate and (4) Notice of Public Nuisance and Order to Vacate and Order to Abate.

The department's case calendar lists the item to be repaired, corrected or installed on Pages 1, 2 and 3. The structure can not be occupied until all items are corrected.

Mr. Houston responded to questions regarding the matter as were posed by the City Council.

Addressing the City Council regarding the matter were:

- a) Virginia Lahr, 311 East Elm Street, Lodi; and
- b) Craig Ackerman, 313 East Elm Street, Lodi.

There being no other persons wishing to speak on the matter, the public portion of the hearing was closed.

On motion of Council Member Snider, Sieglock second, the City Council denied the appeal.

PLANNING COMMISSION REPORT City Manager Peterson presented the following Planning Commission Report of the Planning Commission Meeting of November 11, 1991.

CC-35 The Planning Commission -

#### ITEMS OF INTEREST

- a. At the applicant's request continued the following items of Robert H. Lee and Associates on behalf of Chevron U.S.A., Inc.:
  - 1. to amend the Zoning Ordinance to allow 24-hour gas station, food mart and self-serve car wash in C-1, Neighborhood Commercial zones; and



2. to certify the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the above project.
- b. At the request of the applicant continued until 7:30 p.m., December 9, 1991 the request of Tim Mattheis, Wenell, Mattheis, Bowe Architects to reduce the setback requirements to permit a 6-foot high fence in the south 20-foot setback at 505 Pioneer Drive in an area zoned C-2, General Commercial.
- c. Determined that the historic conditions warranted the action and approved the request of Denis L. Mailloux to establish a real estate office in a structure formerly used as a grocery store at 433 North Church Street in an area zoned R-1\*, Single-Family Residential - Eastside.

COMMUNICATIONS  
(CITY CLERK)

CLAIMS CC-4(c) On motion of Council Member Hinchman, Sieglock second, the City Council denied the following verified claims and referred them back to Insurance Consulting Associates, Inc., (ICA) the City's Contract Administrator:

- a) Christine Bartman, Date of loss 10/14/91; and
- b) Kristen Ybarra, Date of loss 10/16/91.

REQUEST TO AMEND CITY CODE AS IT  
PERTAINS TO THE PLACEMENT OF A-FRAME OR  
FREE-STANDING SIGNS ON PRIVATE PROPERTY

CC-16 City Clerk Reimche presented a letter from Linda and Grady  
CC-53(a) Morgan, Casually Elegant Flowers and Gifts, 2401 West  
CC-171 Turner Road, Suite 240, Lodi requesting that the City Council amend the Lodi Municipal Code as it pertains to the placement of A-Frame or free-standing signs on private property.

On motion of Mayor Pro Tempore Pennino, Hinchman second, the matter was referred to staff.

REGULAR CALENDAR

REQUEST FOR INSTALLATION OF  
DRINKING FOUNTAIN IN WESTGATE PARK  
APPROVED

CC-6 The City Council was reminded that at a recent City Council  
CC-27(c) meeting, the Council heard a request of representatives of a Boy Scout troop that a drinking fountain be installed in

Westgate Park. The park is heavily used as a practice field for area youth soccer teams.

Representatives of Boy Scout Den 1 addressed the City Council regarding the matter urging approval of the installation.

On motion of Council Member Snider, Hinchman second, the City Council approved the installation of a drinking fountain in Westgate Park.

REQUEST FROM PROPERTY OWNERS ON  
HAM LANE BETWEEN KETTLEMAN LANE  
AND CARDINAL STREET TO EXPEDITE  
FUNDING FOR FENCE REPLACEMENT  
PROJECT RECEIVED

CC-6

The City Council was advised that at its meeting on June 5, 1991, the City Council directed that the request for replacement of the fences along the east side of Ham Lane south of Cardinal Street be considered at the time the capital improvement projects are reviewed. At that time it was anticipated that the street capital improvement program would be presented to the City Council in August; however, because of the development of the impact fee schedule and general plan revisions, the capital improvement program has not been completed as of this date. It is expected that the CIP will be presented after the first of the year.

Ken Gini, one of the property owners who has been working with City staff and the other property owners, indicated that several of the fences are now in such bad repair that they will not last the winter. The owners would like to proceed with the project and are asking that a special allocation for this project be made. It will still take several months before bids can be received.

As shown in previous council communication, the property owners have agreed to pay \$8,550 of the cost to remove the existing fence and replace it with the proposed split-face block wall. The estimated cost of this project is \$90,000 which also includes additional concrete work between the sidewalk and the new wall as well as engineering and contingencies.

Addressing the City Council regarding the matter was Mr. Ken Gini, 1233 South Sunset Drive, Lodi.

Following discussion with questions being directed to staff and to Mr. Gini, the City Council on motion of Council Member Snider, Hinchman second, determined that it would consider the matter at the same time the Capital Improvement Program is presented to the City Council.

019

SANITARY SEWER SERVICE REQUEST  
SOUTH OF HARNEY LANE, SOUTHERN  
PACIFIC RAILROAD (SPRR) TO MILLS  
AVENUE EXTENSION

CC-6  
CC-51(a)  
CC-51(b)

Assistant City Engineer Richard Prima advised the City Council that earlier this year, the City Council approved the new General Plan which provided for 2% population growth. The growth management plan subsequently adopted by the Council established 3 priority areas for residential development. (Commercial and industrial development are not governed by the growth management plan.) These priority areas did not include any land south of Harney Lane. This land was all designated Planned Residential Reserve (PRR) in the General Plan. The General Plan calls for these areas to remain agricultural until they are redesignated with a General Plan amendment. The PRR designation assumed some mix of nonresidential development would be included. During the hearings, some of the property owners south of Harney Lane, adjacent to West Lane (South Hutchins Street), requested that the City consider sewer service to their property. The Council directed staff to do so, although no time frame or funding was discussed.

In subsequent discussion with one of the property owners, Carl Fink, staff indicated the appropriate time to do the study would be prior to the next General Plan update, or possibly sooner if construction of improvements in the area south of Century Boulevard would affect their property. In any event, staff would need Council direction on which property is to be served in order to do a study.

The City has now received a letter from 3 property owners in the area requesting consideration of sewer service for 5 parcels south of Harney Lane. Their request described a number of combinations of parcels and distances from Harney Lane for consideration. They are summarized as follows:

| Parcel/Owner | Alternate:             | Acreage (Approx.) |          |          |
|--------------|------------------------|-------------------|----------|----------|
|              |                        | 1                 | 2        | 3        |
| Costa        |                        | 39 acres          | 39 acres | 39 acres |
| Beckman      |                        | 19                | 19       | 19       |
| Fink         |                        | 30                | 30       | 30       |
| Fry          | (to ¼ mile S/Harney)   | 36                | 36       | ---      |
|              | (to ½ mile S/Harney)   | --                | --       | 111      |
| Perrin       | (to 600 feet S/Harney) | 36                | --       | ---      |
|              | (to ¼ mile S/Harney)   | --                | 80       | ---      |
|              | (to ½ mile S/Harney)   | --                | --       | 160      |
|              | Total                  | 160               | 204      | 359      |

Staff has reviewed this request and made some rough calculations based on Alternate 2 with development

generally to 1/4 mile south of Harney Lane from the extension of Mills Avenue to the SPRR (approximately 204 acres). Based on these preliminary calculations, it appears it is feasible to consider serving this area by relocating the lift station planned for Lower Sacramento Road north of Harney Lane to the area of Mills Avenue north of Harney Lane.

This rough analysis did not consider:

- ° the effect on the pipes needed for service area west of the lift station (they will need to be larger and deeper), and
- ° the additional cost for oversizing the lift station and discharge pipe.

Aside from these technical issues, the other effects of deciding on this request need to be considered. This decision could be construed as committing the City to the area to be developed in the next phase of the General Plan. As presently adopted, the General Plan identifies the area bounded by Harney Lane, Highway 99, Armstrong Road, and 1/4 mile west of Lower Sacramento Road as Planned Residential Reserve. No specific subarea was identified as having priority.

The major sewer necessary to serve this area was shown on an exhibit presented to the City Council. This sewer runs east-west, well south of Harney Lane. As an interim solution to extending the sewer to the outfall line west of Lower Sacramento Road, a lift station would pump sewage north to Century Boulevard.

#### DISCUSSION

Staff sees three responses to this request:

- 1) Deny the request
- 2) Proceed with a study
- 3) Defer the study until the next General Plan update

#### Deny the request

Denying the request in effect means the issue will be resolved at a later date, possibly the next General Plan update. The future cost could include extension of a sewer gravity main or force main through 1/4 to 1/2 mile of developed street. However, we may be able to use the WID right-of-way at less cost and disruption.

021

Proceed with a study

In order to proceed with a study, the Council will need to decide on the following:

- a) The service area (or alternate areas) to be served, both interim and ultimate
- b) How to pay the cost of the study
- c) How to pay for the improvements

Without a decision on a), the cost can only be roughly estimated. Given that more detail will be needed than the work done for the General Plan, the cost could be \$20,000 to \$40,000, or more. Once completed, the study will identify some improvements that will be located north of Harney Lane needed to serve property south of Harney Lane. These are not included in the present impact fee structure and cannot be added without significant work, including possibly a General Plan amendment.

Defer the study until the next General Plan update

Presumably, the next General Plan update will identify land to be developed outside of the present Growth Management Plan. The present General Plan envisions this occurring south of Harney Lane, but a subarea is not specified. However, other property such as the area east of Highway 99, south of Kettleman, may also be considered. In either event, the decision should be made with the support of environmental documentation and a full review of land use and other utility issues, particularly storm drainage.

RECOMMENDATION

For the reasons cited above, staff recommended response 3), defer study until the next General Plan update.

Representing the property owners and addressing the City Council regarding the matter was Attorney-at-Law Steven A. Herum, Neumiller and Beardslee, 509 West Weber Avenue, Stockton, California.

A lengthy discussion followed with questions being directed to staff and to Mr. Herum.

On motion of Council Member Hinchman, Snider second, the City Council indicated its approval for the subject property owners involved in this request to go forward with a study at their own expense.

## AGENDA ITEM REMOVED FROM AGENDA

Agenda item #K-4 entitled, "Adult Crossing Guard Agreement review and status of locations recently studied for adult crossing guards" was removed from the agenda.

## VICTOR WATER SERVICE REQUEST

CC-51(b)

The City Council was informed that in early 1991, City Public Works staff was asked by San Joaquin County Public Works staff to review and comment on a study of the Victor water system. The county was considering its options for improving the Victor water supply, mainly to meet dibromochloropropane (DBCP) standards. One of these options was to connect to the City of Lodi water system.

After some meetings with the county, staff responded with a letter, dated June 28, 1991, discussing some of the technical issues that would need to be addressed. We made it clear that City Council approval would be necessary.

In order to meet state deadlines, the county has proceeded with a Safe Drinking Water Bond grant application identifying connection to the City as the preferred alternative.

As the Council is aware, the City's policy has been to limit utility service outside the City. The wastewater ordinance prohibits service outside the City and the water ordinance requires the specific Council approval on each request. In the past these water service requests have been granted for individual parcels adjacent to new or existing mains and are usually within the City's ultimate planning limits.

This request essentially breaks new ground in the City's water policy. The negative aspects include:

1. precedent setting
2. control over demand
3. impact on the City's water system

The county's response to our June 28 letter adequately addresses Items 2 and 3 by limiting the service area and flow and agreeing to pay the appropriate water impact fee. The issue of precedent will have to be dealt with on a case-by-case basis. Certainly, we will receive requests for hookups from property owners located within the two miles between Lodi and Victor.

However, City staff does see one potentially major benefit to the City which is the siting of new wells. Since we

will have a major transmission main in Highway 12 (Victor Road) and are providing service east of Lodi, we feel it would be reasonable to look at locating one or more wells in the area north of Highway 12 between Lodi and Victor. The chances of finding DBCP-free water in this area are good, thus we may be able to save the significant cost of a filtration system. The possibility of a well (or wells) in this area prompted our comment on the oversizing of the water main which the county feels the City should pay for. We are doing some engineering work to determine the optimum size.

There are a number of details that would need to be worked out in an agreement, but before we do a significant amount of work, staff would like to receive Council direction.

Addressing the City Council regarding the matter and responding to questions was Mr. Manuel Solorio, Senior Civil Engineer, San Joaquin County Public Works Department.

Following a lengthy discussion with questions being directed to staff, to the City Attorney and to Mr. Solorio, the City Council on motion of Council Member Snider, Sieglock second, deferred action on the matter to allow the City Attorney and the Public Works Department staff to review various points regarding the matter as were raised by the City Attorney.

REPORT RELATING TO UNWELCOME  
ADVERTISING/SOLICITATIONS

CC-6  
CC-16

City Attorney McNatt advised the City Council that the topic of unsolicited distribution of literature on abortion has been discussed in recent City Council meetings, and the Council has directed that a report on the legal issues be prepared. Research has convinced me that the City's authority to regulate distribution of any material subject to First Amendment protection is very limited, and any attempt to single out literature on abortion would almost certainly be unconstitutional.

This situation is difficult because of the sincere beliefs on both sides of the issue. However, the fact remains that distribution of information on abortion (both for and against) is an activity protected by the First Amendment according to the U. S. Supreme Court (Bigelow v. State of Virginia 421 U.S. 809). This means that although certain information or photographs might be deeply disturbing to some people, the City is required to treat it the same as any other legally permissible form of free speech. Although "commercial" speech receives somewhat less constitutional protection than "pure" free speech, an ordinance on handbill distribution would be required to cover distribution of such literature in much the same way

as handbills for a political candidate or advertisements for a supermarket.

Admittedly, Lodi presently has an ordinance prohibiting distribution of "advertising matter" on private property. Lodi Municipal Code Section 9.08.010 says in pertinent part:

"It is unlawful for any person to distribute or throw, or procure anyone to distribute or throw, upon any private yard, lawn, driveway, sidewalk, porch or steps of any residence ... or in or upon any motor vehicle or other vehicle in the city, any advertising sample, handbill, dodger, circular, booklet or other notice of commercial advertising ..."

This ordinance has been on the books for many years. However, more than a year ago, I advised City departments that this ordinance was probably unconstitutional and recommended against enforcement. This was based on such cases as Martin v. City of Struther 319 U.S. 141, and Van Nuys Publishing Company v. City of Thousand Oaks 97 Cal.Rptr. 777. In the latter case, the California Supreme Court overturned a city ordinance much like Lodi's because it violated free speech rights. Ordinances even less restrictive on free speech, such as a limit on canvassing by civic groups after 6:00 p.m. have been overturned (Connecticut Citizens Action Group v. Town of Southington 508 F.Supp. 43).

It has also been suggested by citizens that all literature of this nature be first inspected and certified for distribution by some public officer such as the city clerk. This would also probably be unconstitutional.

Where the content of public communication must first be cleared with a government censor, it probably constitutes "prior restraint" and may violate First and Fourteenth Amendment guarantees (Largent v. Texas 318 U.S. 418). Courts have said repeatedly that any benefits of such censorship are outweighed by the risk to constitutional guarantees of the right to speak one's mind.

Questions have also arisen over whether graphic photos of aborted fetuses are "obscene". While they may be highly offensive to some people, I do not believe this type of literature can be called "obscene" in a legal sense.

Penal Code Section 311(a) defines "obscenity" as follows:

" ... (the) matter taken as a whole, which to the average person, applying contemporary statewide standards, appeals to the prurient



interest, and is matter which, taken as a whole, depicts or describes in a patently offensive way sexual conduct; and which, taken as a whole, lacks serious literary, artistic, political, or scientific value." (emphasis supplied)

This definition refers specifically to sexual conduct. It is fairly clear (at least to me) that this definition does not include the photos found in abortion literature.

This does not mean the City cannot adopt reasonable "time, place and manner" regulations on distribution of advertising or literature in general (see Martin v. City of Struther at page 146, 147). However, it should apply uniformly to all material, from abortion literature to ads for gardening services. Courts have said repeatedly such ordinances must be "content-neutral".

The Municipal Code at present contains Section 9.16.050 which prohibits door to door "peddling" or "solicitation" by salespeople for commercial purposes where the resident has posted an appropriate sign. It may be possible, if desired, to amend that statute to include non-commercial handbill distribution, as long as it was done in a "content-neutral" fashion.

On motion of Mayor Pro Tempore Pennino, Sieglock second, the City Council determined that it would take no further action on the matter.

AGREEMENT APPROVED FOR HAZARDOUS  
MATERIALS TEAM WITHIN SAN JOAQUIN COUNTY

CC-6  
CC-7(b)  
CC-24(a)

Fire Chief Hughes advised the City Council that the City of Lodi Fire Department has responded to hazardous materials incidents during the past four years with limited technical expertise and equipment. Due to the highly technical nature of such emergency response, the need for highly specialized equipment, and the high cost of providing such manpower and equipment for such infrequent responses, the fire department staff has worked with the County Office of Emergency Services to formulate a team response approach to the problem.

By coordinating our resources we can reduce the cost of hazardous materials response while increasing the level of efficiency. This will be accomplished by forming the San Joaquin County Hazardous Materials team. This team will consist of members of the County OES Office, the City of Stockton Fire Department, the City of Lodi Fire Department, the Manteca-Lathrop Fire District, and the Woodbridge Rural Fire District. Under the agreement we will be required to provide team members who meet the Federal and State

training standards (a requirement which we must comply with now). The County will replace all expendable equipment which is used in response to a hazardous materials incident. The County will also provide refresher training for all team members and will maintain all records of training, certification, and medical tests requirements.

Mutual aid agreements between fire agencies has been a long standing means of providing cost effective service. It is certain that this agreement will extend that philosophy into the hazardous materials response arena. The response to hazardous materials incidents is infrequent when compared to other responses by the fire department, but the need for a high degree of expertise and specialized equipment during these responses is quite obvious. It is also obvious that the cost of providing these services on a mutual aid basis is not only efficient, but is much more cost effective than each entity providing its own fully equipped and trained team. The City Council's authorization for the City Manager to sign this agreement will greatly improve the fire department's ability to respond to hazardous materials incidents.

Following discussion, on motion of Mayor Pinkerton, Hinchman second, the City Council approved an Agreement for a Hazardous Material Team Within San Joaquin County and authorized the City Manager and City Clerk to execute the Agreement on behalf of the City.

#### ITEM REMOVED FROM AGENDA

Agenda item #K-8 entitled, "Petition Lodi Municipal Court to increase parking violation fines" was removed from the agenda.

#### ORDINANCES

PARCELS LOCATED AT 150 EAST TURNER ROAD  
AND 398 EAST TURNER ROAD PREZONED TO R-1  
AND R-2

#### ORDINANCE NO. 1529 ADOPTED

CC-53(a)  
CC-149

Ordinance No. 1529 entitled, "An Ordinance of the Lodi City Council Amending the Official District Map of the City of Lodi and Thereby Prezoning the Parcels Located at 150 East Turner Road (APN 029-030-01) and 398 East Turner Road (APN 029-030-42) (Proposed Towne Ranch Development) to R-1, Single-Family Residential, and R-2, Single-Family Residential, With a Condition Relating to School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held November 6, 1991 was brought up for passage on motion of Council Member Hinchman, Pennino second. Second reading of the ordinance was omitted after

reading by title, and the ordinance was then adopted and ordered to print by unanimous vote of the City Council.

PARCEL LOCATED AT 16891 NORTH LOWER  
SACRAMENTO ROAD PREZONED TO R-1, R-2,  
AND PD(29)

ORDINANCE NO. 1530 ADOPTED

CC-53(a) Ordinance No. 1530 entitled, "An Ordinance of the Lodi City  
CC-149 Council Amending the Official District Map of the City of  
Lodi and Thereby Prezoning the 100.1 Acre Parcel Located at  
16891 North Lower Sacramento Road (APN 029-030-33)  
(Proposed Lodi West Development) to R-1, Single-Family  
Residential, R-2, Single-Family Residential, and PD(29),  
Planned Development District No. 29, With a Condition  
Relating to School Facilities Funding" having been  
introduced at a regular meeting of the Lodi City Council  
held November 6, 1991 was brought up for passage on motion  
of Council Member Sieglock, Pennino second. Second reading  
of the ordinance was omitted after reading by title, and  
the ordinance was then adopted and ordered to print by  
unanimous vote of the City Council.

PARCEL LOCATED AT 2081 EAST  
HARNEY LANE PREZONED TO R-2

ORDINANCE NO. 1531 ADOPTED

CC-53(a) Ordinance No. 1531 entitled, "An Ordinance of the Lodi City  
CC-149 Council Amending the Official District Map of the City of  
Lodi and Thereby Prezoning the 43.4 Acre Parcel Located at  
2081 East Harney Lane (APN 058-210-09) (Proposed Century  
Meadows I Development) to R-2, Single-Family Residential,  
With a Condition Relating to School Facilities Funding"  
having been introduced at a regular meeting of the Lodi  
City Council held November 6, 1991 was brought up for  
passage on motion of Council Member Pennino, Hinchman  
second. Second reading of the ordinance was omitted after  
reading by title, and the ordinance was then adopted and  
ordered to print by unanimous vote of the City Council.

PARCELS LOCATED AT 1767 EAST HARNEY  
LANE, 1831 EAST HARNEY LANE AND 1865 EAST  
HARNEY LANE PREZONED TO R-2

ORDINANCE NO. 1532 ADOPTED

CC-53(a) Ordinance No. 1532 entitled, "An Ordinance of the Lodi City  
CC-149 Council Amending the Official District Map of the City of  
Lodi and Thereby Prezoning the Parcels Located at 1767 East  
Harney Lane (APN 058-210-02), 1831 East Harney Lane (APN  
058-210-03), and 1865 East Harney Lane (APN 058-210-04)  
(Proposed Century Meadows II Development) to R-2,

Single-Family Residential, With a Condition Relating to School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held November 6, 1991 was brought up for passage on motion of Council Member Sieglock, Pennino second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by unanimous vote of the City Council.

PARCEL LOCATED AT 1601 EAST HARNEY  
LANE PREZONED R-2

ORDINANCE NO. 1533 ADOPTED

CC-53(a) Ordinance No. 1533 entitled, "An Ordinance of the Lodi City  
CC-149 Council Amending the Official District Map of the City of Lodi and Thereby Prezoning the Parcel Located at 1601 East Harney Lane (APN 058-210-01) (Proposed Century Meadows III Development) to R-2, Single-Family Residential, With a Condition Relating to School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held November 6, 1991 was brought up for passage on motion of Council Member Snider, Sieglock second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by unanimous vote of the City Council.

PARCEL LOCATED AT 14100 NORTH  
LOWER SACRAMENTO ROAD PREZONED R-2

ORDINANCE NO. 1534 ADOPTED

CC-53(a) Ordinance No. 1534 entitled, "An Ordinance of the Lodi City  
CC-149 Council Amending the Official District Map of the City of Lodi and Thereby Prezoning the Parcel Located at 14100 North Lower Sacramento Road (APN 058-230-02) (Proposed Century Meadows IV Development) to R-2, Single-Family Residential, With a Condition Relating to School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held November 6, 1991 was brought up for passage on motion of Council Member Sieglock, Pennino second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by unanimous vote of the City Council.

PARCEL LOCATED AT 3820 EAST ALMOND  
DRIVE AND PARCELS LOCATED AT 3886 EAST  
ALMOND DRIVE, 3910 EAST ALMOND DRIVE,  
AND 3936 EAST ALMOND DRIVE PREZONED TO R-2

ORDINANCE NO. 1535 ADOPTED

CC-53(a) Ordinance No. 1535 entitled, "An Ordinance of the Lodi City  
CC-149 Council Amending the Official District Map of the City of

Lodi and Thereby Prezoning the Parcel Located at 3820 East Almond Drive (APN 062-060-30) (Proposed Colvin Ranch Development), and the Parcels Located at 3886 East Almond Drive (APN 062-060-31), 3910 East Almond Drive (APN 062-060-32), and 3936 East Almond Drive (APN 062-060-33) to R-2, Single-Family Residential, With a Condition Relating to School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held November 6, 1991 was brought up for passage on motion of Council Member Hinchman, Snider second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by unanimous vote of the City Council.

PARCEL LOCATED 14114 NORTH STOCKTON  
STREET PREZONED TO R-2

ORDINANCE NO. 1536 ADOPTED

CC-53(a)  
CC-149

Ordinance No. 1536 entitled, "An Ordinance of the Lodi City Council Amending the Official District Map of the City of Lodi and Thereby Prezoning the Parcel Located at 14114 North Stockton Street (APN 062-290-01) (Proposed Bangs Ranch Development) to R-2, Single-Family Residential, and PD(28), Planned Development District No. 28, With a Condition Relating to School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held November 6, 1991 was brought up for passage on motion of Council Member Sieglock, Pennino second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by unanimous vote of the City Council.

PARCELS LOCATED AT 13977 NORTH  
CHEROKEE LANE PREZONED TO R-2

ORDINANCE NO. 1537 ADOPTED

CC-53(a)  
CC-149

Ordinance No. 1537 entitled, "An Ordinance of the Lodi City Council Amending the Official District Map of the City of Lodi and Thereby Prezoning the Parcels Located at 13977 North Cherokee Lane (APN's 062-290-04, 05 and 06) (Proposed Johnson Ranch II Development) to R-2, Single-Family Residential, With a Condition Relating to School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held November 6, 1991 was brought up for passage on motion of Council Member Snider, Hinchman second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by unanimous vote of the City Council.

PARCELS LOCATED AT 14668 NORTH  
STOCKTON STREET, 14758 NORTH STOCKTON  
STREET AND 3861 EAST ALMOND DRIVE  
PREZONED TO R-2

ORDINANCE NO. 1538 ADOPTED

CC-53(a) Ordinance No. 1538 entitled, "An Ordinance of the Lodi City  
CC-149 Council Amending the Official District Map of the City of  
Lodi and Thereby Prezoning the Parcels Located at 14668  
North Stockton Street (APN 062-060-04), 14758 North  
Stockton Street (APN 062-060-12) and 3861 East Almond Drive  
(APN 020-060-13), a Portion of the Proposed Neuharth North  
Addition to R-2, Single-Family Residential, With a  
Condition Relating to School Facilities Funding" having  
been introduced at a regular meeting of the Lodi City  
Council held November 6, 1991 was brought up for passage on  
motion of Council Member Hinchman, Pennino second. Second  
reading of the ordinance was omitted after reading by  
title, and the ordinance was then adopted and ordered to  
print by unanimous vote of the City Council.


CLOSED SESSION At approximately 11:00 p.m., the City Council adjourned to  
Closed Session regarding the following matters:

CC-200(a) a) Labor Relations; and

CC-200(d) b) Proposed Litigation - City of Lodi vs.  
Ramsey-Preszler Architects.

ADJOURNMENT There being no further business to come before the City  
Council, the meeting was adjourned by Mayor Pinkerton at  
approximately 11:55 p.m.

ATTEST:

  
Alice M. Reimche  
City Clerk